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KARL MORELL

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January 18, 2007

Victoria Rutson  
Chief  
Section of Environmental Analysis  
Surface Transportation Board  
1925 K Street, N.W. - Room 504  
Washington, DC 20423

Re: STB Docket No. AB-1000X, Georgia Southwestern Railroad, Inc. --  
Abandonment Exemption -- In Barbour County, Alabama

Dear Ms. Rutson:

On November 28, 2006, we submitted to your office copies of the Environmental and Historic Reports in the above-captioned matter. On December 14, 2006, we submitted to your office copies of the responses we received from the U.S. Fish and Wildlife Service, the U.S. Army Corps of Engineers, the Alabama Department of Environmental Management and the Natural Resources Conservation Service. On January 5, 2007, we submitted to your office copies of the responses we received from the Alabama Historical Commission and the Alabama Department of Environmental Management.

Attached please find ten (10) copies of the additional response we received from the Corps of Engineers.

Sincerely,



Karl Morell

Enclosures



REPLY TO  
ATTENTION OF

DEPARTMENT OF THE ARMY  
U. S. ARMY ENGINEER DISTRICT, MOBILE  
CORPS OF ENGINEERS  
75 TECHNACENTER DRIVE, ROOM 203  
MONTGOMERY, AL 36117

January 9, 2007

CESAM-RD-IN  
SAM-2006-2691-ARW

Ball Janik LLP  
Attn: Mr. Karl Morrell  
1455 F Street, NW, Suite 225  
Washington, D.C. 20005

Dear Mr. Morrell:

Reference is made to your letter of November 13, 2006, regarding Georgia Southwestern Railroad's plans to abandon a 4.54-mile rail line. Specifically the project is located between milepost H-334.46 and milepost H-339.00, near Eufaula, Barbour County, Alabama. The letter requested a review of the proposed work and a determination of Department of the Army permit requirements.

Based upon a review of the information provided, we are unable to determine if your proposed project will impact jurisdictional waters of the United States which are subject to our regulatory authority pursuant to Section 404 of the Clean Water Act. Any discharge of excavated or fill material into waters of the United States and/or any adjacent wetlands that may be present within the project limits will require Department of the Army (DA) permit authorization. The type of DA authorization required (i.e., general or individual permit) will be determined by the location, type, and extent of jurisdictional area impacted by the project, and by the project design and construction limits.

Until additional data is furnished regarding whether your project will include removal of existing structures, we cannot determine the extent of potential jurisdictional impacts within the limits of the proposed project. If your project includes the removal of existing structures, we recommend that a more detailed delineation of the streams and/or wetlands present along the project corridor be performed. When this information becomes available, it should be forwarded to our office for review and comment, as well as a determination of DA permit eligibility.

Should you have any further questions related to DA permits for this project, please contact me at 334-213-0157.

Sincerely,

Andrea R. Wade  
Regulatory Project Manager,  
Montgomery Field Office